IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 10281 of 2004

Between:

Sri Ratanhari @ R. Haridas, S/o. Late Sri R. Babu Rao, aged 48 years, Business, R/o. 3-5-141/E2/A, Situated at Eden Garden, Hyderabad.

..... PETITIONER.

AND

1. The A.P.Co.Op.Tribunal, Chandravihar Complex, Nampally,Hyderabad.

2. The Vasavi Co.op.Urban Bank Ltd.,Malakpet Branch, Hyderabad, represented by its Chief Executive Officer.

3. The Deputy Registrar of Co.op.Societies/Officer on Special Duty, the Vasavi Co.Op.Urban Bank Ltd.,Malakpet,Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction in the nature of Certiorari or otherwise calling for records in C.T.A. No. 28/2004 and declare that the order dated 4-6-2004 of the Honourable Cooperative Tribunal, Hyderabad in I.A.S.R. No. 2952/04 in I.A.No. 158 of 2004 in C.T.A. No. 28 of 2004 as illegal, harsh, arbitrary and against settled principles of law and as such set aside the same by allowing the extension of time.

For the Petitioner:MR.BALRAJ BHODANKAR,Advocate.

For the Respondent R-1 : GP FOR COOPERATION

For the Respondents 2 and 3 : Mr. Ashok Anand Kumar, Advocate.

The Court Made the Following :

ORDER:

This writ petition is filed by the petitioner aggrieved by the order of the Tribunal in not granting extension of time for complying the order of the Tribunal in which the petitioner was directed to deposit a sum of Rs.4,05,000/- towards third installment by way of interim order, dated 1st March,2004. As the petitioner could not deposit the amount within the time stipulated, though he has already deposited two installments, the petitioner sought for extension of time for depositing the third installment. The Tribunal declined to grant any extension. Therefore, the petitioner has come up with the present writ petition.

2. This Court while entertaining the writ petition directed the petitioner to deposit the outstanding installment and today it is represented by the learned counsel for the petitioner that the third instalment has also deposited with the respondent bank on 26-06-2004.

3. In view of the payment of all the three installments, as directed by the Tribunal, the interim order of stay granted by the Tribunal shall continue, pending disposal of the appeal by the Tribunal. The Tribunal is further directed to dispose of the appeal expeditiously preferably within a period of three months from the date of receipt of the copy of this order.

S.Ananda Reddy J.

28-06-2004
Dvs

// TRUE COPY//

SECTION OFFICER

To

1. The A.P.Co.Op.Tribunal, Chandravihar Complex, Nampally,Hyderabad.
2. Two CCs for G.P. for Cooperation, A.P. High Court, Hyderabad (OUT).

3. Two CD Copies .

THE HONBLE MR. JUSTICE S. ANANDA REDDY

W.P.No. 10281 of 2004

ORAL ORDER

28…06…2004